

These bans and attacks fall hardest on those most marginalized, including people of color, LGBTQ people, people with low incomes, and those in rural communities. Many of these States would criminalize abortion. Those seeking abortions and those performing them would face the prospect of prison.

It is not just at the State level. The Republican leader in the Senate has said the quiet part out loud: If Republicans gain control of the Senate, they could consider Federal legislation that bans abortion as passing on the floor of this Senate.

We can't sit idly by and wait for the worst to happen. It is already at our doorstep. We must make the right to safe and secure reproductive health and freedom the law of the land. We must do it now.

I yield the floor.

The PRESIDING OFFICER. The Senator from West Virginia.

NOMINATION OF ASMERET ASEFAW BERHE

Mr. MANCHIN. Madam President, I am pleased to support the nomination of Dr. Asmeret Asefaw Berhe to be the Director of the Office of Science at the Department of Energy.

President Reagan famously complained that the Department of Energy never "produced a quart of oil or a lump of coal," but that was never the Department's job.

The Department of Energy is as much a Department of Science and Technology as a Department of Energy. For nearly 50 years, it has been at the forefront of scientific discovery and technology innovation. As a seedbed for science, the Department has given us the technologies to increase our energy production and use our resources in a cleaner and more efficient way, and the Office of Science lies at the heart of the Department's science mission.

It is the Nation's largest Federal supporter of basic research in the physical sciences. Its mission is to deliver the "scientific discoveries, capabilities, and major scientific tools to transform the understanding of nature and to advance the energy, economic, and national security of the United States."

Leading this important scientific enterprise calls for a scientist of great ability and vision. I believe Dr. Berhe is very qualified for this important job. In judging from the long list of academic honors and awards that she has received and the long list of scientific papers that she has written, Dr. Berhe has the scientific credentials this job requires. She is a professor of soil biochemistry at the University of California, where she is also an associate dean of graduate education and holds an endowed chair in Earth Sciences and Geology.

The Office of Science itself has long engaged in basic research relating to soil science and broader ecological questions, whether they be tracing radioactive elements through the atmosphere or the flow of energy, water, and carbon through the Earth's natural

systems. So her background is an asset and makes her very well suited to lead the Office of Science.

Dr. Berhe is also an adjunct professor at the Salk Institute for Biological Studies, and she has been a visiting professor at ETH Zurich, where Albert Einstein studied physics. She didn't teach him, but he studied there. She has authored over 100 scientific papers and has received over two dozen honors and awards for her scientific achievements.

She is incredibly well qualified for this important post of leading the Office of Science. I strongly support her nomination, and I urge a favorable vote on her nomination.

I yield back all time.

VOTE ON BERHE NOMINATION

The PRESIDING OFFICER. Is there further debate?

Hearing none, the question is, Will the Senate advise and consent to the Berhe nomination?

Mr. MANCHIN. Madam President, I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The clerk will call the roll.

The senior assistant executive clerk called the roll.

Mr. THUNE. The following Senator is necessarily absent: the Senator from Wyoming (Ms. LUMMIS).

The result was announced—yeas 54, nays 45, as follows:

[Rollcall Vote No. 164 Ex.]

YEAS—54

Baldwin	Hassan	Padilla
Bennet	Heinrich	Peters
Blumenthal	Hickenlooper	Reed
Booker	Hirono	Rosen
Brown	Kaine	Sanders
Cantwell	Kelly	Schatz
Cardin	King	Schumer
Carper	Klobuchar	Shaheen
Casey	Leahy	Sinema
Cassidy	Lujan	Smith
Collins	Manchin	Stabenow
Coons	Markey	Tester
Cortez Masto	Menendez	Van Hollen
Duckworth	Merkley	Warner
Durbin	Murkowski	Warnock
Feinstein	Murphy	Warren
Gillibrand	Murray	Whitehouse
Graham	Ossoff	Wyden

NAYS—45

Barrasso	Grassley	Risch
Blackburn	Hagerty	Romney
Blunt	Hawley	Rounds
Boozman	Hoeven	Rubio
Braun	Hyde-Smith	Sasse
Burr	Inhofe	Scott (FL)
Capito	Johnson	Scott (SC)
Cornyn	Kennedy	Shelby
Cotton	Lankford	Sullivan
Cramer	Lee	Thune
Crapo	Marshall	Tillis
Cruz	McConnell	Toomey
Daines	Moran	Tuberville
Ernst	Paul	Wicker
Fischer	Portman	Young

NOT VOTING—1

Lummis

The nomination was confirmed.

The PRESIDING OFFICER. Under the previous order, the motion to reconsider is considered made and laid upon the table, and the President will be immediately notified of the Senate's action.

The majority leader.

MOTION TO PROCEED ON MOTION TO RECONSIDER CLOTURE VOTE

Mr. SCHUMER. Madam President, I move to proceed to the motion to reconsider the vote by which cloture was not agreed to on Executive Calendar No. 844, the nomination of Lisa DeNell Cook.

The PRESIDING OFFICER. The question is on agreeing to the motion to proceed to the motion to reconsider.

The motion was agreed to.

MOTION TO RECONSIDER

Mr. SCHUMER. Madam President, I move to reconsider the vote by which cloture was not invoked on Calendar No. 844.

The PRESIDING OFFICER. The question is on agreeing to the motion to reconsider.

The motion was agreed to.

CLOTURE MOTION

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The senior assistant legislative clerk read as follows:

CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the nomination of Executive Calendar No. 844, Lisa DeNell Cook, of Michigan, to be a Member of the Board of Governors of the Federal Reserve System for the unexpired term of fourteen years from February 1, 2010.

Charles E. Schumer, Mazie Hirono, Martin Heinrich, Tim Kaine, Jack Reed, Jacky Rosen, Ben Ray Lujan, Christopher A. Coons, Alex Padilla, Sheldon Whitehouse, Sherrod Brown, Debbie Stabenow, Christopher Murphy, Patrick J. Leahy, John W. Hickenlooper, Tammy Baldwin, Angus S. King, Jr.

The PRESIDING OFFICER. By unanimous consent, the mandatory quorum call has been waived.

The question is, Is it the sense of the Senate that the debate on the nomination of Lisa DeNell Cook, of Michigan, to be a Member of the Board of Governors of the Federal Reserve System for the unexpired term of fourteen years from February 1, 2010, shall be brought to a close, upon reconsideration?

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The legislative clerk called the roll.

Mr. THUNE. The following Senator is necessarily absent: the Senator from Wyoming (Ms. LUMMIS).

The yeas and nays resulted—yeas 50, nays 49, as follows:

[Rollcall Vote No. 165 Ex.]

YEAS—50

Baldwin	Carper	Gillibrand
Bennet	Casey	Hassan
Blumenthal	Coons	Heinrich
Booker	Cortez Masto	Hickenlooper
Brown	Duckworth	Hirono
Cantwell	Durbin	Kaine
Cardin	Feinstein	Kelly